

Message Text

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ORIGIN EA-09

INFO OCT-01 ISO-00 VO-03 SCA-01 L-03 /017 R

DRAFTED BY EA/PRCM:RAHOLMES:EBS

APPROVED BY EA/PRCM - SROY

SCA/VO - DCASTEEL (DRAFT)

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R 271954Z AUG 75

FM SECSTATE WASHDC

TO USLO PEKING

AMCONSUL HONG KONG

C O N F I D E N T I A L STATE 204088

E.O. 11652: GDS

TAGS: CVIS, CH (CHANG, Y.L.)

SUBJECT: CHINESE COMPLAINT ABOUT FORM FS-257A

REFS: A) PEKING 1432

B) PEKING 1457

C) HONG KONG 9088

D) PEKING 2362, 12/31/74

1. DEPT. AGREES THAT USLO SHOULD RESPOND TO CONSULAR DEPARTMENT CONCERNING FS-257A BEFORE RENEWING INVITATION FOR PERSONAL APPEARANCE BY CHANGS.

2. WE BELIEVE YOUR RESPONSE TO THE CONSULAR DEPARTMENT SHOULD BE CONFINED TO STATING THAT USG UNDERSTANDS CHINESE OBJECTIONS TO USE OF FORM FS-257A; THAT THE FORM WAS SENT OUT BY MISTAKE; AND THAT USLO WILL UNDERTAKE TO SEE THAT THIS PARTICULAR FORM IS NOT USED IN THE PRC. AT THE SAME TIME, YOU MAY WISH TO INFORM MFA THAT YOU INTEND TO RENEW YOUR REQUEST TO CTS THAT CHANGS COME IN FOR THEIR PERSONAL INTERVIEWS.

3. DEPT. AGREES WITH CONGEN SUGGESTION THAT SHORT FORM
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FS-257 BE USED IN THE CHANG CASE (REFTEL C). IF USLO

DOES NOT HAVE COPIES OF FS-257, YOU CAN XEROX THE
SAMPLE FS-257 IN PART IV OF THE VISA MANUAL. FOR ANY

OTHER VISA CASES THAT MAY ARISE IN THE SHORT TERM, CONGEN
MAY BE ABLE TO SUPPLY SOME FS-257'S IF USLO DOES NOT HAVE
ANY (OR DEPT. CAN TRY AND LOCATE SOME).

4. USLO SHOULD NOTE THAT RE-ENTRY PERMITS FOR CHANGS WILL
HAVE TO BE EXTENDED TO SIX MONTHS BEYOND THE END OF THE
CHANGS' INTENDED STAY IN THE US TO MEET REQUIREMENTS OF
212A(26) OF INA. SINCE INS GRANTS B-2 VISITORS A STAY
OF SIX MONTHS, THIS MEANS THE RE-ENTRY PERMIT SHOULD
BE VALID FOR ONE YEAR BEYOND THE CHANGS' INTENDED DE-
PARTURE DATE FROM THE PRC.

5. DEPT. DOES NOT BELIEVE MFA WILL RAISE OBJECTIONS TO
QUESTIONS IN THE CHANGS' PERSONAL INTERVIEWS CONCERNING
ORGANIZATIONAL AFFILIATIONS SINCE PRC ASKS FOR COMPARA-
BLE INFORMATION ON ITS OWN VISA APPLICATIONS. THUS,
THE PRC VISA APPLICATION FORM IN USE HERE ASKS FOR
THE APPLICANT'S RELIGION, POLITICAL PARTY AND WHAT
'INSTITUTIONS' HE HAS WORKED FOR. MOREOVER, THE PRC
ASKS FOR SUPPLEMENTAL INFORMATION FROM CHINESE AMERICANS
THAT INCLUDES A SHORT BIOGRAPHY, THE TITLES OF ANY
WRITTEN WORKS AUTHORED BY THE APPLICANT, AND THE NAMES,
ADDRESSES AND OCCUPATIONS OF RELATIVES IN AND OUT OF
CHINA. DEPT. IS POUCHING COPY OF PRC VISA APPLICATIONS
FORM AND SUPPLEMENTAL INFORMATION REQUEST TO USLO AND
CONGEN.

6. LOOKING TO THE LONG TERM, WE WILL HAVE TO RESOLVE
THE QUESTION OF AN APPROPRIATE FS-257A FORM SINCE USE OF
FS-257 IS BEING DISCONTINUED. DEPT. BELIEVES THE FORM
USED IN EASTERN EUROPEAN COUNTRIES (FS-257A(E)),
SHOULD MEET USLO REQUIREMENTS. WE ARE ALSO POUCHING TO
USLO AND CONGEN COPIES OF STATE A-5554 OF JUNE 28,
1973 WHICH EXPLAINS THE BACKGROUND AND REASONS FOR USE
OF THE EASTERN EUROPEAN FORM. AIRGRAM INCLUDES AN
ENGLISH LANGUAGE VERSION OF THE FORM TO BE TRANSLATED
INTO THE LOCAL LANGUAGE.

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7. QUESTIONS 31, 32 AND 33 OF THE EASTERN EUROPEAN FORM
ELICIT INFORMATION FROM THE APPLICANT FOR DETERMINING
ELIGIBILITY IN A MANNER THAT SHOULD NOT BE OFFENSIVE TO
THE CHINESE. THE QUESTIONS READ:

QUOTE:

31. HAVE YOU EVER BEEN AFFLICTED WITH ANY DANGEROUS
CONTAGIOUS DISEASE, SUCH AS TUBERCULOSIS?

32. HAVE YOU EVER BEEN CONVICTED OF A CRIME?

33. LIST ALL THE ORGANIZATIONS OF WHICH YOU NOW ARE OR
HAVE BEEN A MEMBER, INCLUDING POLITICAL, CULTURAL, PRO-
FESSIONAL, STUDENT, SOCIAL AND LABOR ORGANIZATIONS.

OFFICE HELD,	DATES OF MEMBERSHIP
ORGANIZATION	IF ANY FROM TO

UNQUOTE.

8. WE SUGGEST USLO TRANSLATE FS-257A (EE) AND SEND
DRAFT TO PRCM FOR REVIEW. AFTER REVIEW, USLO COULD THEN
HAVE THESE FORMS PRINTED IN PEKING FOR FUTURE USE.

9. ALSO FOR THE LONGER TERM, USLO MAY WANT TO TAKE UP
WITH MFA THE QUESTION OF THE VALIDITY OF PRC PASSPORTS
ISSUED IN THE PRC FOR RE-ENTRY TO THE PRC. THE PRC
CLEARLY VIEWS THEIR DECISION TO ISSUE PASSPORTS FOR
TRAVEL TO THE US (REF. D) AS A NEW DEPARTURE, AND
VALIDITY FOR RE-ENTRY PURPOSES MAY HAVE BEEN A FACTOR
IN DECIDING ON THE CHANGE. WE SUGGEST USLO REVIEW WITH
MFA THE PROVISIONS OF 212(A) 26 OF INA AND ASK MFA IF A
PRC PASSPORT ISSUED IN THE PRC IS VALID FOR RE-ENTRY
INTO THE PRC AS LONG AS THE PASSPORT IS VALID OR
WHETHER A RE-ENTRY PERM,T IS REQUIRED. IF A RE-ENTRY
PERMIT IS REQUIRED, CAN THEY BE ROUTINELY AND EASILY
OBTAINED OR EXTENDED UPON APPLICATION BY A HOLDER
OF A PASSPORT ISSUED IN THE PRC WHILE HE IS ABROAD? IF
THIS IS THE CASE, THEN DEPT. WOULD CONSIDER A PASSPORT
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ISSUED IN THE PRC A VALID TRAVEL DOCUMENT. WE WELCOME
USLO'S COMMENTS. INGERSOLL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 27 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE204088
Document Source: CORE
Document Unique ID: 00
Drafter: RAHOLMES:EBS
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750297-0825
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750812/aaaaakle.tel
Line Count: 156
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 75 PEKING 1432
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 02 JUL 2003
Review Event:
Review Exemptions: n/a
Review History: WITHDRAWN <10 Jun 2003 by MorefiRH, INA>; RELEASED <02 JUL 2003 by MorefiRH>; RELEASED <02 Jul 2003 by MorefiRH>; APPROVED <05 JAN 2004 by morefirh>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CHINESE COMPLAINT ABOUT FORM FS-257A
TAGS: CVIS, CH, (CHANG, YL)
To: PEKING HONG KONG
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006